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10 HEWLETT-PACKARD COMPANY

11 UNITED STATES DISTRICT COURT
12 NORTHERN DISTRICT OF CALIFORNIA
13 SAN FRANCISCO DIVISION

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15 IN RE OPTICAL DISK DRIVE PRODUCTS
ANTITRUST LITIGATION

MDL Docket No. 3:10-md-02143-RS-JCS

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17 This document relates to:

Case No. 3:13-cv-05370-RS

18 Hewlett-Packard Company,
19 Plaintiff,
20 v.

**STIPULATION AND [PROPOSED]
ORDER REGARDING BRIEFING
SCHEDULE FOR MOTION TO DISMISS
FIRST AMENDED COMPLAINT
AS MODIFIED BY THE COURT**

21 Toshiba Corporation, et al.,
22 Defendants.

Hon. Richard Seeborg

STIPULATION

WHEREAS on May 8, 2014, Plaintiff Hewlett-Packard Company (“HP”) filed a First Amended Complaint [Doc. No. 26] naming Quanta Storage, Inc. and Quanta Storage America, Inc. (collectively, “Quanta”), among others, as defendants; and

WHEREAS on June 13, 2014, the Court entered a Stipulation and Order Regarding Extension of Time to Respond to First Amended Complaint [Doc. No. 31], directing the parties to work in good faith to reach an agreed-upon briefing schedule for any motion of Defendant Quanta to dismiss the First Amended Complaint and to present that agreed-upon briefing schedule to the Court no later than August 22, 2014; and

WHEREAS on August 7, 2014, Defendant Quanta filed a Motion to Dismiss Plaintiff's First Amended Complaint [Doc. No. 38] (the "Motion to Dismiss"); and

WHEREAS Plaintiff HP and Defendant Quanta have conferred and reached agreement on the following proposed briefing schedule for the Motion to Dismiss: that the deadline for any opposition shall be October 7, 2014; and that the deadline for any reply shall be November 4, 2014,

NOW, THEREFORE, Plaintiff HP and Defendant Quanta, through their respective counsel, hereby stipulate and agree, subject to Court approval, that the following briefing schedule shall apply to the Motion to Dismiss:

1. The deadline for any opposition shall be October 7, 2014.
2. The deadline for any reply shall be November 4, 2014.

IT IS SO STIPULATED. 3. Motion to Dismiss Hearing shall be heard on November 20, 2014 at 1:30 p.m.

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1 Dated: August 19, 2014

CROWELL & MORING LLP

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3 By: /S/ Daniel A. Sasse

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5 Beatrice B. Nguyen
Daniel A. Sasse
Matthew J. McBurney
Nathaniel J. Wood
Angela J. Yu

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7 Attorneys for Plaintiff
Hewlett-Packard Company

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Dated: August 19, 2014

ASIA LAW FOREIGN LEGAL AFFAIRS LAW
FIRM

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By: /S/ Christopher M. Neumeyer

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Christopher M. Neumeyer

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Attorneys for Defendants
Quanta Storage, Inc. and Quanta Storage America,
Inc.

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FILER ATTESTATION

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Dated: August 19, 2014

CROWELL & MORING LLP

By: /S/ Daniel A. Sasse

Daniel A. Sasse

Attorneys for Plaintiff
Hewlett-Packard Company

1 **[PROPOSED] ORDER**
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PURSUANT TO STIPULATION, IT IS SO ORDERED.

3 DATED: 8/20/14
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5 Honorable Richard Seeborg
6 United States District Judge
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